



General Assembly

January Session, 2005

Raised Bill No. 982

LCO No. 3009

03009_____CE_

Referred to Committee on Commerce

Introduced by:
(CE)

AN ACT RESTORING FULL FUNDING FOR STATE PAYMENT IN LIEU OF TAXES FOR NEWLY-ACQUIRED MANUFACTURING MACHINERY AND EQUIPMENT.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 12-94b of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005, and*
3 *applicable to assessment years commencing on or after October 1, 2005*):

4 On or before March fifteenth, annually, commencing March 15,
5 1998, the assessor or board of assessors of each municipality shall
6 certify to the Secretary of the Office of Policy and Management, on a
7 form furnished by said secretary, the amount of exemptions approved
8 under the provisions of subdivisions (72) and (74) of section 12-81,
9 together with such supporting information as said secretary may
10 require including the number of taxpayers with approved claims
11 under said subdivisions (72) and (74) and the original copy of the
12 applications filed by them. Said secretary shall review each such claim
13 as provided in section 12-120b. Not later than December first next
14 succeeding the conclusion of the assessment year for which the
15 assessor approved such exemption, the secretary shall notify each

16 claimant of the modification or denial of the claimant's exemption, in
17 accordance with the procedure set forth in section 12-120b. Any
18 claimant aggrieved by the results of the secretary's review shall have
19 the rights of appeal as set forth in section 12-120b. With respect to
20 property first approved for exemption under the provisions of
21 [subdivisions] (1) subdivision (72) [and] of section 12-81 for the
22 assessment years commencing on or after October 1, 2000, but not later
23 than October 1, 2004, or (2) subdivision (74) of section 12-81 for the
24 assessment years commencing on or after October 1, 2000, the grant
25 payable for such property to any municipality under the provisions of
26 this section shall be equal to eighty per cent of the property taxes
27 which, except for the exemption under the provisions of subdivisions
28 (72) and (74) of section 12-81, would have been paid. With respect to
29 property first approved for exemption under the provisions of
30 subdivision (72) of section 12-81 for the assessment years commencing
31 on or after October 1, 2005, the grant payable for such property to any
32 municipality under the provisions of this section shall be equal to one
33 hundred per cent of the property taxes which, except for the
34 exemption under the provisions of subdivision (72) of section 12-81,
35 would have been paid. The secretary shall, on or before December
36 fifteenth, annually, certify to the Comptroller the amount due each
37 municipality under the provisions of this section, including any
38 modification of such claim made prior to December first, and the
39 Comptroller shall draw an order on the Treasurer on or before the
40 twenty-fourth day of December following and the Treasurer shall pay
41 the amount thereof to such municipality on or before the thirty-first
42 day of December following. If any modification is made as the result of
43 the provisions of this section on or after the December fifteenth
44 following the date on which the assessor has provided the amount of
45 the exemption in question, any adjustments to the amount due to any
46 municipality for the period for which such modification was made
47 shall be made in the next payment the Treasurer shall make to such
48 municipality pursuant to this section. The amount of the grant payable
49 to each municipality in any year in accordance with this section shall

50 be reduced proportionately in the event that the total of such grants in
51 such year exceeds the amount appropriated for the purposes of this
52 section with respect to such year. As used in this section,
53 "municipality" means each town, city, borough, consolidated town and
54 city and consolidated town and borough and each district, as defined
55 in section 7-324, and "next succeeding" means the second such date.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005, and applicable to assessment years commencing on or after October 1, 2005</i>	12-94b

Statement of Purpose:

To restore full funding for state payment in lieu of taxes to municipalities for newly-acquired manufacturing machinery and equipment that is subject to property tax exemption.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]